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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TRYKE COMPANIES, LLC, an Arizona
limited liability company,

Plaintiff,

vs.

DAVID M. KANE; DOES I through X,
inclusive; and ROE BUSINESS ENTITIES, I
through X, inclusive,

Defendants.

Case No.: 2:18-cv-01228-APG-CWH

STIPULATION AND [PROPOSED]
ORDER TO REMAND TO NEVADA
STATE DISTRICT COURT

Plaintiff Tryke Companies, LLC, by and through its counsel, the law firm of H1 Law Group, and David M. Kane, by and through his counsel, The Thater Law Group, P.C., hereby stipulate as follows:

1. Plaintiff's Complaint was originally filed in the Eighth Judicial District Court for Clark County, State of Nevada, on June 20, 2018.

2. Defendant removed this matter to the United States District Court for the District of Nevada on July 5, 2018, on the asserted grounds of diversity of citizenship pursuant to 28 U.S.C. § 1441.

3. Defendant is a citizen of Nevada and, as such, diversity jurisdiction is not an

1 appropriate basis for removal in this case. *See* the “forum defendant rule” codified at 28 U.S.C.
2 § 1441(b)(2).

3 4. Accordingly, the parties hereby stipulate and agree that this matter be remanded
4 to the Eighth Judicial District Court for the State of Nevada, Case No. A-18-776435-B.

5
6 Dated this 26th day of July 2018.

7 H1 LAW GROUP

8
9 /s/ Eric D. Hone

Eric D. Hone

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14 *Attorneys for Plaintiff*

Dated this 26th day of July 2018.

THE THATER LAW GROUP, P.C.

15 /s/ M. Lani Esteban-Trinidad

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17 *Attorney for Defendant*

18 ORDER

19 IT IS SO ORDERED.

20
21 

22 UNITED STATES DISTRICT COURT JUDGE

23 Dated: July 26, 2018.